

## AMENDMENT TO THE CLAIMS

### Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application.

### Listing of Claims:

1-4 (canceled)

5. (previously amended) A brittle frozen confectionery product comprising from 0.0001 to 0.5 wt% of antifreeze peptides, said product having an ice crystal aspect ratio of more than 1.9 wherein the antifreeze peptide is AFP Type III HPLC 12.

6. (original) A frozen confectionery product according to claim 5, wherein the aspect ratio is from 1.9 to 3.0.

7-13 (cancelled)

14. (new) A frozen confectionery product comprising discrete elements of a brittle frozen confectionery product which provide texture contrast to the frozen confectionery product, wherein the discrete elements comprise from 0.0001 to 0.5 wt% of antifreeze protein and the ice crystals in the discrete elements have an aspect ratio of more than 1.9.

15. (new) The frozen confectionery product according to claim 14 wherein the discrete elements alternate with ice cream layers which do not contain antifreeze proteins.

16. (new) The frozen confectionery product according to claim 15 wherein the discrete elements are water ice layers.
17. (new) The frozen confectionery product according to claim 14 wherein the discrete elements are inclusions.
18. (new) The frozen confectionery product according to claim 14 wherein the discrete elements coat a core of ice cream that does not contain antifreeze proteins.
19. (new) The frozen confectionery product according to claim 14 wherein the discrete elements comprise from 0.1 to 50 ppm antifreeze protein.
20. (new) The frozen confectionery product according to claim 14 wherein the antifreeze protein binds to the prism plane of ice crystals.
21. (new) The frozen confectionery product according to claim 14 wherein the antifreeze protein is AFP type III HPLC-12.